

Also in subsection (b)(4) of this section, the reference to "Art. 27, §§ 342 and 342A" is substituted for the former reference to "Art. 27, §§ 342 through 344" because the other sections that the phrase "through 344" connotes, namely, §§ 343 and 344, are not relevant to this provision. Section 343 concerns defenses and presumptions, while § 344 concerns charging documents for theft and the ways in which bad check crimes may be considered theft crimes. In addition, the reference to "\$500" is substituted for the former reference to "\$300" to reflect the change made by Ch. 288, Acts of 2000.

The Criminal Procedure Article Review Committee notes, for consideration by the General Assembly, that subsection (b)(1) of this section is redundant. Section 2-202(c)(1) of this subtitle allows a warrantless arrest for any felony under specified conditions. Subsection (b)(1) of this section names several felonies that are subject to warrantless arrest, unlike the rest of subsection (b), which specifies a variety of misdemeanors that may be subject to warrantless arrest. The General Assembly may wish to repeal subsection (b)(1).

Former Art. 27, § 594B(f)(1)(v), which referred to the crime specified in Art. 27, § 287 relating to possession of devices that are usable for administering controlled substances by hypodermic injection, is deleted as included in subsection (b)(7) of this section.

Former Art. 27, § 594B(f)(2)(iv), which referred to breaking into a building or boat with intent to steal, is deleted because former Art. 27, § 33A, which specified the underlying crime, was repealed by Ch. 712, Acts of 1994.

Defined terms: "Person" § 1-101

"Police officer" § 2-101

2-204. SAME — FOR DOMESTIC ABUSE.

(A) IN GENERAL.

A POLICE OFFICER WITHOUT A WARRANT MAY ARREST A PERSON IF:

(1) THE POLICE OFFICER HAS PROBABLE CAUSE TO BELIEVE THAT:

(I) THE PERSON BATTERED THE PERSON'S SPOUSE OR ANOTHER PERSON WITH WHOM THE PERSON RESIDES;

(II) THERE IS EVIDENCE OF PHYSICAL INJURY; AND

(III) UNLESS THE PERSON IS ARRESTED IMMEDIATELY, THE PERSON:

1. MAY NOT BE APPREHENDED;

2. MAY CAUSE PHYSICAL INJURY OR PROPERTY DAMAGE TO ANOTHER; OR